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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence (with all attachments) is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 5, 2005.

*Paul Y. Feng*

Paul Y. Feng, Reg. No. 35,510

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/675,324  
Applicant : David Cormier et al.  
Filed : September 29, 2003  
Title : ADJUSTABLE ERGONOMIC KNEE BRACE  
Art Unit : 3743  
Examiner : Shumaya B. Ali  
  
Docket No.: : ROYCE-66966  
Customer No. : 24201

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT  
AFTER MAILING DATE OF FINAL ACTION OR NOTICE OF ALLOWANCE  
BUT BEFORE PAYMENT OF ISSUE FEE (37 C.F.R. § 1.97(d))**

MAIL STOP ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The documents listed on the enclosed form PTO/SB/08 have come to the attention of the applicant and are submitted to the Office under 37 C.F.R. § 1.97(d). Copies of the cited references are not enclosed, although applicant will produce them upon examiner's request.

This statement is not a representation that all of the information cited is necessarily effective as prior art against the present application or that a prior art search was performed.

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The Information Disclosure Statement transmitted herewith is being filed after a final action under 37 C.F.R. § 1.113, or a notice of allowance under 37 C.F.R. § 1.311, whichever occurred first, but before the payment of the issue fee. In accordance with the requirements of 37 C.F.R. § 1.97(d), accompanying this transmittal is a statement as specified in 37 C.F.R. § 1.97(e)(2). The following statement is being made for the Information Disclosure Statement filed herewith.

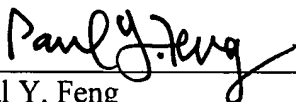
I, the person signing below, state that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and to the knowledge of the person signing the statement after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the information disclosure statement.

The person making this statement is a person who is substantively involved in the preparation or prosecution of the application, and who is associated with the inventor, with the assignee, or with anyone to whom there is an obligation to assign the application (37 C.F.R. § 1.56(c)) and who signs below.

Applicant submits herewith the fee set forth in 37 C.F.R. § 1.17(p) by attaching a check for \$180.00. A duplicate of this petition is attached. If any additional petition fees are due, the Commissioner is authorized to charge Deposit Account No. 06-2425.

Applicant respectfully requests that the Information Disclosure Statement citations be considered and made of record. It is respectfully requested that the examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08 with initials and/or other appropriate marks.

Respectfully submitted,  
FULWIDER PATTON LEE & UTECHT, LLP

By:   
Paul Y. Feng  
Registration No. 35,510

PYF:gbr

Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, CA 90045  
Telephone: (310) 824-5555  
Facsimile: (310) 824-9696  
Customer No. 24201

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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 120 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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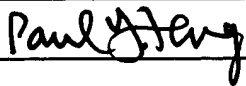
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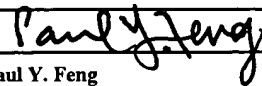
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/675,324	
	Filing Date	September 29, 2003	
	First Named Inventor	David Cormier et al.	
	Art Unit	3743	
	Examiner Name	Shumaya B. Ali	
Total Number of Pages in This Submission	15	Attorney Docket Number	ROYCE-66966

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	1. Check for \$180.00
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	2. Return postcard
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	PLEASE UPDATE ATTORNEY DOCKET NO. TO: ROYCE-66966. Please delete Alan C. Rose (Reg. No. 17,047) from your records. Mr. Rose is deceased. NEW POWER OF ATTORNEY/REVOCATION FILED 1/6/05	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	FULWIDER PATTON LEE & UTECHT, LLP		
Signature			
Printed name	Paul Y. Feng		
Date	May 5, 2005	Reg. No.	35,510

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Paul Y. Feng	Date	May 5, 2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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